

Message Text

CONFIDENTIAL

PAGE 01 STATE 174269

ORIGIN ARA-14

INFO OCT-01 ISO-00 DHA-02 L-03 SCS-03 SCA-01 H-01
SSO-00 NSCE-00 SS-15 NSC-05 USIE-00 PRS-01 /046 R

DRAFTED BY ARA/ECA:RELTZ
APPROVED BY ARA:WPSTEDMAN
ARA/ECA:RWZIMMERMANN
D/HA:MBOVA (DRAFT)
L/HR:CRUNYON (DRAFT)
SCA /SCS:RRIVERA (DRAFT)
ARA - GLISTER

-----079782 261145Z /46

O 261136Z JUL 77
FM SECSTATE WASHDC
TO AMEMBASSY BRASILIA IMMEDIATE
INFO AMCONSUL RECIFE IMMEDIATE

C O N F I D E N T I A L STATE 174269

E.O. 11652: GDS

TAGS: CARR (CAPUANO, THOMAS), CASC, SHUM, BR

SUBJECT: CAPUANO AND ROSEBAUGH ARRESTS: DENIAL OF BRAZIL-
IAN RESIDENCE STATUS TO THOMAS CAPUANO

REF: (A) RECIFE 0156 AND 0153; (B) EMBASSY BRASILIA-
ARA/ECA TELECONS 7/21 AND 7/22

1. EMBASSY REQUESTED TO SEEK APPOINTMENT AS SOON AS
POSSIBLE AT APPROPRIATELY HIGH LEVEL OF FOREIGN MINISTRY
AND MAKE FOLLOWING POINTS:

-- BRAZILIAN DENIAL OF PERMANENT RESIDENCE PERMIT TO U.S.
MISSIONARY THOMAS CAPUANO AND CONSEQUENT ORDER OF DEPARTURE
FROM BRAZIL ARE SUBJECT OF CONSIDERABLE INTEREST AND CON-
CONFIDENTIAL

CONFIDENTIAL

PAGE 02 STATE 174269

CERN IN LIGHT OF MAY ARREST AND MISTREATMENT OF CAPUANO
AND FATHER ROSEBAUGH.

-- WHILE U.S. RECOGNIZES RIGHT OF BRAZILIAN GOVERNMENT TO
MAKE ITS OWN DETERMINATIONS ON SUCH PERMANENT RESIDENCE
APPLICATIONS, BACKGROUND IN THIS CASE NATURALLY RAISES
QUESTION AS TO CONNECTION WHICH THE BRAZILIAN NEGATIVE

DECISION ON THE CAPUANO APPLICATION MAY HAVE HAD TO THE FACT MR. CAPUANO WAS VICTIM OF THE MAY INCIDENT IN RECIFE.

-- AS MINISTRY KNOWS, THERE ARE BRAZILIAN PRESS REPORTS CITING FEDERAL POLICE SOURCES TO THE EFFECT THAT THERE WAS A DIRECT RELATIONSHIP BETWEEN DENIAL OF PERMANENT RESIDENCE STATUS AND THE MAY INCIDENT. STATEMENT ATTRIBUTED BY PRESS TO PRESIDENTIAL PALACE SPOKESMAN IMPLYING SOME OVERRIDING BRAZILIAN NATIONAL INTEREST IN CAPUANO'S NOT REMAINING IN BRAZIL, WHILE PERHAPS NOT ENTIRELY CLEAR, DOES LITTLE TO DISPEL CONCERN THAT THERE MAY HAVE BEEN SOME ANIMUS AGAINST MR. CAPUANO.

-- THE U.S. GOVERNMENT HAS REMAINED DEEPLY INTERESTED AND CONCERNED THAT FULL JUSTICE, PROTECTION AND PROPER PROCEDURAL GUARANTEES BE ACCORDED MR. CAPUANO AND FATHER ROSEBAUGH. IT BELIEVES THAT IT IS ESPECIALLY UNFORTUNATE IF THE SPECIFIC GROUNDS ON WHICH MR. CAPUANO WAS FOUND INELIGIBLE FOR RESIDENCE STATUS WERE NOT FORMALLY PROVIDED TO HIM, AS WELL AS AN OPPORTUNITY FOR HIM TO PRESENT WHATEVER HE WOULD CONSIDER RELEVANT. THERE IS GREAT VALUE IN THE PRINCIPLE "AUDI ALTERAM PARTEM." ("HEAR THE OTHER DE.

-- WE WOULD REQUEST THAT THE MINISTRY PROVIDE US WITH AS MUCH INFORMATION AS POSSIBLE TO CLARIFY THE GROUNDS ON WHICH THE BRAZILIAN DETERMINATION WAS MADE.
CONFIDENTIAL

CONFIDENTIAL

PAGE 03 STATE 174269

-- WE ALSO REMAIN ACTIVELY INTERESTED IN THE RESULTS OF THE BRAZILIAN AUTHORITIES' INVESTIGATION INTO THE MAY INCIDENT AND THE STEPS TAKEN TO DISCIPLINE THOSE RESPONSIBLE FOR ABUSES, AND WE WOULD HOPE THAT A REPORT WILL BE AVAILABLE IN THE NEAR FUTURE.

2. IN ADDITION TO THE ABOVE APPROACH, THE DEPARTMENT WOULD APPRECIATE FROM THE EMBASSY AND CONSULATE RECIFE A LISTING OF ACTIONS TAKEN FROM TIME FIRST WORD OF BRAZILIAN DECISION IN CAPUANO CASE WAS RECEIVED BY CONSULATE AND EMBASSY OFFICIALS TO HIS DEPARTURE FROM BRAZIL JULY 21. SPECIFICALLY, WE WOULD BE INTERESTED IN ANY EXCHANGE ON THIS CASE WITH GOB OFFICIALS IN BRASILIA OR FACTORS WHICH IN EMBASSY'S JUDGMENT ARGUED FOR DEFERRAL OF SUCH CONTACTS.
VANCE

CONFIDENTIAL

NNN

CONFIDENTIAL

PAGE 01 STATE 174269
ORIGIN SS-15

INFO OCT-01 ISO-00 SSO-00 /016 R

66011

DRAFTED BY:D:DABRIZILL

APPROVED BY:D:DABRIZILL

-----097780 271547Z /40

O 271530Z JUL 77

FM SECSTATE WASHDC

TO AMEMBASSY WELLINGTON IMMEDIATE

C O N F I D E N T I A L STATE 174269

FOR DEPUTY SECRETARY CHRISTOPER FM BRIZILL

FOLLOWING REPEAT STATE 174269 ACTION BRASILIA INFO RECIFE
JULY 26.'

QUOTE C O N F I D E N T I A L STATE 174269

E.O. 11652: GDS

TAGS: CARR (CAPUANO, THOMAS), CASC, SHUM, BR

SUBJECT: CAPUANO AND ROSEBAUGH ARRESTS: DENIAL OF BRAZIL-
IAN RESIDENCE STATUS TO THOMAS CAPUANO

REF: (A) RECIFE 0156 AND 0153; (B) EMBASSY BRASILIA-
ARA/ECA TELECONS 7/21 AND 7/22

1. EMBASSY REQUESTED TO SEEK APPOINTMENT AS SOON AS
POSSIBLE AT APPROPRIATELY HIGH LEVEL OF FOREIGN MINISTRY
AND MAKE FOLLOWING POINTS:

-- BRAZILIAN DENIAL OF PERMANENT RESIDENCE PERMIT TO U.S.
MISSIONARY THOMAS CAPUANO AND CONSEQUENT ORDER OF DEPARTURE
CONFIDENTIAL

CONFIDENTIAL

PAGE 02 STATE 174269

FROM BRAZIL ARE SUBJECT OF CONSIDERABLE INTEREST AND CON-
CERN IN LIGHT OF MAY ARREST AND MISTREATMENT OF CAPUANO
AND FATHER ROSEBAUGH.

-- WHILE U.S. RECOGNIZES RIGHT OF BRAZILIAN GOVERNMENT TO

MAKE ITS OWN DETERMINATIONS ON SUCH PERMANENT RESIDENCE APPLICATIONS, BACKGROUND IN THIS CASE NATURALLY RAISES QUESTION AS TO CONNECTION WHICH THE BRAZILIAN NEGATIVE DECISION ON THE CAPUANO APPLICATION MAY HAVE HAD TO THE FACT MR. CAPUANO WAS VICTIM OF THE MAY INCIDENT IN RECIFE.

-- AS MINISTRY KNOWS, THERE ARE BRAZILIAN PRESS REPORTS CITING FEDERAL POLICE SOURCES TO THE EFFECT THAT THERE WAS A DIRECT RELATIONSHIP BETWEEN DENIAL OF PERMANENT RESIDENCE STATUS AND THE MAY INCIDENT. STATEMENT ATTRIBUTED BY PRESS TO PRESIDENTIAL PALACE SPOKESMAN IMPLYING SOME OVERRIDING BRAZILIAN NATIONAL INTEREST IN CAPUANO'S NOT REMAINING IN BRAZIL, WHILE PERHAPS NOT ENTIRELY CLEAR, DOES LITTLE TO DISPEL CONCERN THAT THERE MAY HAVE BEEN SOME ANIMUS AGAINST MR. CAPUANO.

-- THE U.S. GOVERNMENT HAS REMAINED DEEPLY INTERESTED AND CONCERNED THAT FULL JUSTICE, PROTECTION AND PROPER PROCEDURAL GUARANTEES BE ACCORDED MR. CAPUANO AND FATHER ROSEBAUGH. IT BELIEVES THAT IT IS ESPECIALLY UNFORTUNATE IF THE SPECIFIC GROUNDS ON WHICH MR. CAPUANO WAS FOUND INELIGIBLE FOR RESIDENCE STATUS WERE NOT FORMALLY PROVIDED TO HIM, AS WELL AS AN OPPORTUNITY FOR HIM TO PRESENT WHATEVER HE WOULD CONSIDER RELEVANT. THERE IS GREAT VALUE IN THE PRINCIPLE "AUDI ALTERAM PARTEM." ("HEAR THE OTHER DE.

-- WE WOULD REQUEST THAT THE MINISTRY PROVIDE US WITH AS MUCH INFORMATION AS POSSIBLE TO CLARIFY THE GROUNDS ON CONFIDENTIAL

CONFIDENTIAL

PAGE 03 STATE 174269

WHICH THE BRAZILIAN DETERMINATION WAS MADE.

-- WE ALSO REMAIN ACTIVELY INTERESTED IN THE RESULTS OF THE BRAZILIAN AUTHORITIES' INVESTIGATION INTO THE MAY INCIDENT AND THE STEPS TAKEN TO DISCIPLINE THOSE RESPONSIBLE FOR ABUSES, AND WE WOULD HOPE THAT A REPORT WILL BE AVAILABLE IN THE NEAR FUTURE.

2. IN ADDITION TO THE ABOVE APPROACH, THE DEPARTMENT WOULD APPRECIATE FROM THE EMBASSY AND CONSULATE RECIFE A LISTING OF ACTIONS TAKEN FROM TIME FIRST WORD OF BRAZILIAN DECISION IN CAPUANO CASE WAS RECEIVED BY CONSULATE AND EMBASSY OFFICIALS TO HIS DEPARTURE FROM BRAZIL JULY 21. SPECIFICALLY, WE WOULD BE INTERESTED IN ANY EXCHANGE ON THIS CASE WITH GOB OFFICIALS IN BRASILIA OR FACTORS WHICH IN EMBASSY'S JUDGMENT ARGUED FOR DEFERRAL OF SUCH CONTACTS.

VANCE

UNQUOTE VANCE

CONFIDENTIAL

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: POLICIES, EXPULSION, CLERGYMEN, RESIDENT ALIENS
Control Number: n/a
Copy: SINGLE
Sent Date: 26-Jul-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 22 May 2009
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1977STATE174269
Document Source: CORE
Document Unique ID: 00
Drafter: RELTZ
Enclosure: n/a
Executive Order: GS
Errors: N/A
Expiration:
Film Number: D770265-1338
Format: TEL
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1977/newtext/t19770718/aaaaaoyh.tel
Line Count: 222
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: 47208663-c288-dd11-92da-001cc4696bcc
Office: ORIGIN ARA
Original Classification: CONFIDENTIAL
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 5
Previous Channel Indicators: n/a
Previous Classification: CONFIDENTIAL
Previous Handling Restrictions: n/a
Reference: 77 RECIFE 156
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 27-Jun-2005 12:00:00 am
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 1745049
Secure: OPEN
Status: NATIVE
Subject: CAPUANO AND ROSEBAUGH ARRESTS: DENIAL OF BRAZIL- IAN RESIDENCE STATUS TO THOMAS CAPUANO
TAGS: CARR, CASC, SHUM, CVIS, PGOV, BR, (CAPUANO, THOMAS)
To: BRASILIA
Type: TE
vdkgvwkey: odb://SAS/SAS.dbo.SAS_Docs/47208663-c288-dd11-92da-001cc4696bcc
Review Markings:
Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
22 May 2009
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009